

IN THE U.S. PATENT AND TRADEMARK OFFICE



In re application of
Szczesuil et al.

Serial No.: 10/660,386
Filing Date: September 11, 2003
Attorney Docket No.: NA-1234

Examiner: John T. Kavanaugh
Group Art Unit: 3728

For: "Article of Footwear with Temperature Regulation Means"

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION/RESTRICTION (35 U.S.C. 121) AND AMENDMENT

Dear Sir:

Responsive to the Election/Restriction Requirement issued by the Examiner on January 21, 2005, Applicants hereby elect Invention II, Claims 24-30, drawn to a method of producing a sheet of material, as discussed by the Examiner in the Office Action dated January 21, 2005, wherein the Examiner identified claims 24-30 as Invention II. Please withdraw nonelected claims 1-23 from consideration. No amendment of inventorship is required because inventorship of claims 24-30 remains the same upon the withdrawal of claims 1-23.

Applicants assert that independent claim 24 is generic to Species I, figures 1-4, and Species II, figures 5-8. However, if an election of a species is required by the Examiner, Applicants elect species I, figures 1-4.

Please amend the above-identified application as follows:

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

03/25/2005 RME/T1 00 Remarks/Arguments begin on page 4 of this paper.

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